IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.2712 OF 2004

In

WRIT PETITION NO.7222 OF 2003

Shashank Dayaram Bada : Applicant

V/s.

State of Maharashtra & Ors. : Respondents

...

Mr.R.K.Mendadkar for the applicant.

Mr.C.R.Sonawane, Asstt. Govt. Pleader, for the State.

...

CORAM : S.RADHAKRISHNAN &
S.A.BOBDE, JJ.

November 3, 2004.

P.C.:

1. Rule, returnable forthwith.

Mr.Sonawane, learned Asstt. Govt. Pleader, waives service on behalf of the State.

Heard by consent.

2. By this Civil Application, the applicant is seeking recall of the order dated 26.7.2004 whereby the above Petition was dismissed in default. For the reasons stated in the Civil Application, sufficient cause is made out for

recalling the order dated 26.7.2004. There is no case of inaction, negligence or want of bona fides on the part of the applicant.

3. Accordingly, the rule is made absolute in terms of prayer clauses (a) and (b). Writ Petition no.7222 of 2003 be placed on board for admission on 30.11.2004.

Sd/-

(S. RADHAKRISHNAN, J.)

Sd/-

(S.A. BOBDE, J.)